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PATENT PD1294

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In Re Application of Grotendorst, et al.

Art Unit 1812

serial No.: 08/167,628

Examiner: L. Spector

Filed : 12/14/93

FOR: COMMECTIVE TISSUE GROWTE

PACTOR

DECLARATION UNDER 37 CPR 51.132

Commissioner of Patents and Trademarks Washington, D.C. 20231

Dear Sir:

We, Gary R. Grotendorst, Ph.D., and Douglass M. Bradham, Jr., Ph.D., declare and state that:

- 1. We are co-inventors of the subject matter described and claimed in the United States Patent Application Serial No. 08/167,628, filed on December 14, 1993, entitled, "Connective Tissue Growth Factor".
- 2. We are familiar with the prosecution history of Patent Application Serial No. 08/167,628 (FWC of 07/752,427, filed on August 30, 1991).
- We understand that the Examiner has rejected claims 1 and 4 3. under 35 U.S.C. \$102(b) as anticipated by or, in the alternative, under 35 U.S.C. \$103 as obvious over Matsuoka, at al., or alternatively Campochiaro, et al., or alternatively Shimokado, et al.